IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1355 OF 2007

Mr.Pravin Bapusaheb Chavan ..Applicant

Vs.

State of Maharashtra ..Respondent

...

Mr.B.R.Patil counsel for applicant
Mr.V.B.Konde-Deshmukh A.P.P. for the State

...

**CORAM: SMT.V.K.TAHILRAMANI,J.**
**DATE : JUNE 4, 2007**

**P.C.**

1. Heard the learned counsel for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking anticipatory bail in CR.No.1 of 2007 of Vishrantwadi Police Station, Dist. Pune. The said case is mainly under Sections 420 and 467 of IPC.

3. The applicant had earlier preferred an application for anticipatory bail before the Sessions Court which came to be rejected. However, thereafter some documents came in the possession of the applicant which, according to the learned

counsel for the applicant, would have affected the decision of the Sessions Court. In my view, as these documents were not produced before the Sessions Court and were, therefore, not considered by the learned Sessions Judge, in the interest of justice, one chance ought to be given to the applicant to prefer a fresh application for anticipatory bail before the concerned Sessions Court wherein these documents would be annexed and would be considered by the learned Sessions Judge.

4. To enable the applicant to prefer the necessary application, interim protection granted to the applicant, is extended upto 14.6.2007. When the fresh application is preferred before the concerned Sessions Court, the learned Sessions Judge shall consider the said application afresh on merits after taking into consideration these documents and decide the application without being influenced by any of the observations in the order dated 7.4.2007.

5. Application is disposed of.

[Smt.V.K.Tahilramani, J.]